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December 23, 2014

By ECF and Hand Delivery

The Honorable Roslynn R.
Mauskopf United States District
Court
Eastern District of New
York 225 Cadman Plaza
East Brooklyn, NY 11201

Re: *Red Hook Container Terminal, LLC v. Tideworks Technology, Inc.*,
Civil Action No. 14-cv-4667 (RRM) (CLP)

Dear Judge Mauskopf:

We represent Third-Party Defendant Tideworks Technology, Inc. ("Tideworks") in the above-referenced third-party action. We write pursuant to Sections II.E and III.A.3 of Your Honor's Individual Rules to respectfully request a further extension of Tideworks' time to respond to RHCT's third-party complaint following Tideworks' simultaneous filing of a request for a pre-motion conference. Tideworks' pre-motion conference letter seeks permission to file a motion to transfer under 28 U.S.C. § 1404(a) or, in the alternative, to dismiss the third-party complaint under Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure or stay the third-party complaint.

The current answer deadline is today, Tuesday, December 23, 2014. RHCT has not responded to Tideworks' Friday, December 19, 2014 request for consent to the extension request. This is the third request for an extension; the earlier requests submitted by RHCT were granted. The requested extension will not impact any other scheduled dates.

Accordingly, Tideworks respectfully requests that its time to respond to the third-party complaint be extended until the later of a Court-ordered briefing schedule or fourteen (14) days following a decision on Tideworks' request for a pre-motion conference.

We appreciate the Court's consideration of this matter.

Respectfully submitted,

Bracewell & Giuliani LLP

By: /s/ David J. Ball

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Attorneys for Tideworks Technology, Inc.

Cc: All counsel of record (via email and ECF)